

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services-T&A Department- Appeal of Smt. U. Sarada Devi, Sub-Treasury Officer, Dist. Treasury, Visakhapatnam against the punishment of 'Reduction of her pay by two stages for a period of two year without cumulative effect-set aside-Orders-Issued.

FINANCE (Admn.III) DEPARTMENT

G.O.Rt.No.141

Dt :16-01-2012
Read the following;

1. Procs.No. k(1)2/4754/207, dt. 29.07.210 of DTA, AP., Hyd.
2. The Appeal Petition of Smt. U. Sarada Devi, STO, DT, Visakhapatnam, dt. 30.10.2010,
3. From the DTA, AP., Hyderabad Lr.No.K(I)2/18512/2010, dt.07.02.2011.

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ORDER:

The Director of Treasuries and Accounts, A.P., Hyderabad in the reference 1st read above, has imposed a penalty of 'Reducton of pay by two stages for a period of two years without cumulative effect' on Smt. U. Sarada Devi, Sub-Treasury Officer, District Treasury, Visakhapatnam on a charge that she had failed to undertake proper scrutiny of arrear claim for an amount of Rs. 36,128/- pertaining to Special Vidya volunteers with reference to the orders issued in G.O.Ms.No. 130, dt:26.10.2005 of Education (Ser.V) Department, while working as Sub-Treasury Officer, District Treasury, Visakhapatnam.

In the reference 2nd read above, Smt. U. Sarada Devi, STO, DT, Visakhapatnam has represented that Hon'ble APAT in their judgment dated 10.02.2010 in O.A.No. 7613/2005 had struck down the words "Prospective effect" in para (4) of G.O.Ms.No. 130, dt:26.10.2005 of Education (Ser.V) Department, as unconstitutional. Hence, the pre-audit bill in question attended by her comes under the ambit of G.O.Rt.NO. 748, School (SPR&E2) Dept., dt. 27.08.2004 and there was no fault on her part in admitting the bill. As such, she has requested the Government to set aside the punishment awarded by the DTA .A.P., Hyderabad in the reference 1st read above and fully exonerate her from the charges as in the case of Sri N.V. Satyanarayana, the then STO and Sri G. Sreerama Murthy, Sr. Accountant, Dist. Treasury, Visakhapatnam, as she is one among other persons charged in this case and in view of the fact that the penalties awarded on the other two officers in this cases, were set aside and they were fully exonerated of the charges framed against them by the Government vide G.O.Rt.No. 2285, dt.06.06.2011 and G.O.Rt.No. 992, dt. 29.03.2011 respectively, based on the above mentioned judgement of the Hon'ble APAT.

In the circumstances stated above and taking into consideration the subsequent events, the appeal petition of the appellant deserves consideration and decided to set aside the punishment of 'Reducton of pay by two stages for a period of two years without cumulative effect' awarded by the DTA, AP., Hyderabad and exonerate her fully from the charge which was issued based on the G.O.Ms.NO. 130, Education (Ser.V) Department, dt. 26.10.2005 and punishment was awarded to her. As the said G.O. was struck down by the Hon'ble APAT subsequently, by delivering a judgment as follows;

"In the result, the O.As are allowed in part with the following directions. The Words 'Prospective effect' mentioned in para 4 of G.O.Ms.No.130, Edn. (Ser.V) Department, dt. 26.10.2005 are **Struck down as unconstitutional**".

Accordingly, Government hereby order that the punishment of 'Reduction of pay by two stages for a period of two years without cumulative effect' awarded by the Director of Treasuries and Accounts, AP., Hyderabad in the reference 1st read above is set aside and the individual is exonerated of the charge framed against her.

The Director of Treasuries and Accounts, Andhra Pradesh, Hyderabad shall take necessary in the matter accordingly under intimation to the Government.

The G.O. is available on Internet and can be accessed at the address <http://www.goir.ap.gov.in>.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.VENKATESWARA RAO
ADDL. SECRETARY TO GOVERNMENT

To
The Director Treasuries and Accounts, AP., Hyderabad,
The individual through the DTA, AP., Hyderabad,
The Accountant General, AP., Hyderabad.
SF/SC

// FORWARDED:: BY ORDER //

SECTION OFFICER